

COMMISSIONERS APPROVAL

ROKOSCH 

GRANDSTAFF 

THOMPSON 

CHILCOTT 

DRISCOLL 

PLETTENBERG (Clerk & Recorder)

Date.....December 4, 2007

Members Present..... Commissioner Jim Rokosch,
Commissioner Carlotta Grandstaff, Commissioner Alan Thompson, Commissioner Greg
Chilcott and Commissioner Kathleen Driscoll

Minutes: Beth Perkins

► The Board met for discussion and decision on Health Insurance proposals. Present
were Administrative Director Skip Rosenthal, Civil Counsel Alex Beal, Road Supervisor
David Ohnstad, and Deputy County Attorney Karen Mahar.

Commissioner Grandstaff called the meeting to order and requested Skip give an
overview.

Skip stated he received and reviewed bids for the County Health Insurance program. The
first one discussed was JPT/EBMS plan which is currently being used. He stated the
70/30 plan does have a high deductible but most of the employees are using it. Fifteen
people are using the 80/20 plan. Skip discussed the benefits for the wellness section.

Commissioner Rokosch joined the meeting at this time.

Skip discussed the bid from MACo and stated he has received positive feedback on the
plan. He stated there are five selections for employees. He then reviewed the dental,
vision and wellness benefits with the Board. He stated instead of a dollar amount for a
maximum benefit for wellness, it pays 80%.

Skip presented a model for the bid from Blue Cross Blue Shield (BCBS). He stated the
cost is better but he still needs to investigate the benefits.

Skip submitted a comparison spreadsheet of JPT and MACo benefits and deductibles to
the Board. He reviewed the differences of the 70/30 plans versus the 80/20 plans.

Commissioner Chilcott made a motion to continue this meeting until December 6th at 11:00 a.m. Commissioner Rokosch seconded the motion, all voted 'aye'.

► The Board met for discussion and decision on the Office Relocation plan for 9-1-1, WIC, Youth Court and Public Health. Present were Public Health Nurse Judy Griffin, Clint Arneson from Youth Court, 9-1-1 Director Joanna Hamilton, WIC Coordinator Jackie Simms, Deputy County Attorney Karen Mahar, Sheriff Chris Hoffman, Under Sheriff Kevin McConnell, OES Director Ron Nicholas and OES Staff Erik Hoover.

Commissioner Rokosch stated the purpose of today's discussion is to make a long term decision with the consideration of a 20 year plan. He discussed the county's involvement with Johnson Controls for energy efficiency. Commissioner Rokosch also reviewed how the impact fees would come into effect for growth. He stated the Commissioners cannot raise the level of service for the capacity we are currently experiencing without a capital improvement plan. He stated it would create expenditures for the county developing the capital improvement plan.

Commissioner Grandstaff stated she would like to know where OZ Architects is with the proposed plan. Joanna replied they have looked at the Public Health area. The funding that was set aside is spent. Commissioner Grandstaff discussed bringing the area where the detectives work up to code. Commissioner Driscoll stated she agrees. She discussed expanding Youth Court to facilitate WIC and Public Health. Judy stated she is concerned about these proposed changes because it is important for her to take into account the needs of the citizens in regard to public health. Commissioner Grandstaff stated the Human Resource Council is getting ready to submit a grant for the sliding fee clinic to the federal government. Judy replied she gets nervous when a low income clinic is mentioned, especially if it affects her operational area and staff.

Commissioner Rokosch stated he sees some advantages of getting Public Health a new area with growth potential and he agreed with Commissioner Driscoll that the special needs of Public Health will definitely be considered. Judy asked if the Youth Court building is part of the historic building registry. Commissioner Grandstaff replied she does not believe so but will find out for sure. Commissioner Chilcott stated if it is part of the historic registry, it was not disclosed upon purchase.

Clint asked about the proposed area for Youth Court. Commissioner Rokosch stated they are looking at the basement area of the Courthouse but it would require significant renovations.

Clint stated he would like a copy of the study from OZ Architects. Judy stated she has concerns with the Emergency Operations Center and the IT issues in regard to computers and the server. Commissioner Rokosch stated those concerns will be addressed. Commissioner Grandstaff stated the whole area in the basement from the detective area out will have to be remodeled in order to bring it up to code. She stated the

Commissioners will keep in mind everyone's needs and requirements when making any transition.

Commissioner Rokosch stated the county is allowed a certain percentage of debt ratios in regard to obtaining the money for this remodel. Clint stated he has concerns about being in the basement and being able to utilize the area during the weekends. It was noted the basement has its own exit and entrance.

Commissioner Thompson stated the Courthouse needs to become a Justice Center. He discussed the square footage of the areas proposed. He then discussed the needs of the Sheriff's detectives. He proposed OES and IT staying where they are and utilizing the current 9-1-1 Dispatch area as storage space. Commissioner Thompson further discussed the needs of having an architect and surveyor assess the space. He stated it may not be the best solution to move Public Health if they end up needing more space in the immediate future. He discussed borrowing money from STIP to cover the costs of renovation. He would like to have a survey done to know exactly how much room is needed and an architect for a needs analysis. It makes sense to him to keep everything more centralized.

Commissioner Chilcott stated his concern is the financial aspect of any renovations. He stated they have to look 20 years out and anticipate the growing needs. The Board needs to be conscious of the debt that could be created from these renovations. Playing musical offices can be tedious at times. He stated he does not know how to accommodate those needs within their financial limitations, particularly when looking at a 20-year plan.

Commissioner Grandstaff stated they have to consider the possibility of having a new District Court Judge. Commissioner Rokosch suggested developing a capital improvement plan. He discussed the implementations of the plan. He stated the information from OZ Architects is useful but it is only one piece of the puzzle.

Commissioner Driscoll stated the Board needs to make a decision within a deadline. Commissioner Chilcott suggested buying a parcel and building from the ground up or buying a building for the 20 year plan. Commissioner Rokosch discussed utilizing the existing buildings and not building new. Commissioner Chilcott stated it is a short term plan with a price tag only to have to do it again in a few years and building new may make sense. He stated he would like to see it done the right way the first time with more bang for the buck. Commissioner Driscoll stated all of it needs to be assessed. Now that the needs assessment have been completed for 9-1-1 they need to focus on Public Health and WIC. Board discussion followed regarding more options.

Commissioner Thompson presented a space study done in 1988. He stated there was no consideration for Dispatch at all. Sheriff Hoffman replied 9-1-1 Dispatch was part of the Sheriff's Office in 1988. Commissioner Thompson stated Sheriff's Office, 9-1-1 Dispatch, Clerk of Court, Youth Court, Court Rooms, and the judges need to be under one roof as a Justice Center.

Judy stated she would like to sit down with an architect and discuss the needs of Public Health.

Commissioner Rokosch asked if any of the Board members have any problems with moving forward with a capital improvement plan. Commissioner Chilcott replied yes, he does. It will cost about \$50,000 for a capital improvement plan. Commissioner Rokosch replied it is necessary to move forward. Commissioner Grandstaff asked how a capital improvement plan would work with the impact fee bill. Commissioner Rokosch replied they will have to develop it on their own and a capital improvement plan is needed for the impact fees anyway. So he is trying to kill two birds with one stone. Commissioner Thompson stated the first step is to get a needs analysis done on the Youth Court.

Ron suggested using one of the parking lots to build a new building for Public Health and WIC. Commissioner Thompson replied you would have to deal with the City on that aspect. Parking is required and it would have to be replaced some where else.

Commissioner Driscoll stated she like the idea and the space is unused.

Commissioner Grandstaff stated they are looking at a 20 year investment for the energy upgrades.

Commissioner Driscoll asked about the square footage of the parking lot. Commissioner Thompson replied he does not know the exact footage. Commissioner Rokosch stated the county needs to move forward in regard to storage, utilizing digital rather than paper.

Commissioner Grandstaff suggested obtaining a surveyor to assess the footage of the Youth Court. Commissioner Chilcott stated the lot is 6,000 square feet with an 1,800 square foot building. Board discussion followed regarding the cost of surveying and appraisal. Commissioner Driscoll suggested checking with the city for building requirements.

Commissioner Rokosch asked Sheriff Hoffman for any concerns. Under Sheriff McConnell replied it appears the concerns are being addressed, as well as future population growth. Right now the Sheriff's Office is 10 deputies short.

Commissioner Grandstaff stated it is important to relocate 9-1-1 and reiterated the options and concerns voiced here today. Commissioner Rokosch stated he will look into a capital improvement plan. Commissioner Driscoll will investigate the West View School option. Commissioner Chilcott will contact a source for developing a capital improvement plan. Board discussion followed regarding the Energy Performance contract with Johnson Controls and the needed flexibility for change orders.

Commissioner Grandstaff made a motion to continue this meeting until December 17th at 10 a.m. Commissioner Driscoll seconded the motion, all voted 'aye'.

Minutes: Glenda Wiles

► The Board held a bid opening for the printing of legal notices. Glenda read the legal notice with publication for November 20th and November 27th. Two bids were received as follows:

- Bitterroot Star - \$6.00 per each folio insertion
- Ravalli Republic - \$7.20 for first insertion and \$5.60 for the second insertion (this is a 20% reduction from the rates charged previously).

Commissioner Thompson made a motion to award the printing bid to Ravalli Republic based upon the reduction of per folio rate and double the subscription rate. Commissioner Driscoll seconded the motion.

Discussion: Glenda noted the three issues for bid award in the past have been the subscription rate, the availability of times the ads can be run (Bitterroot Star is a once a week paper with Ravalli Republic being a daily paper), and the fact that when there was a legal contract with the Bitterroot Star, many offices ran their add in the Republic and the Star which ultimately cost the county more money. Michael Howell Co-owner of the Star noted they are locally owned and when they did have the legal ad contract with the County there were no problems. Commissioner Grandstaff stated the issue for her is the subscription rate and the availability of a daily paper in order to run legal advertising. The other Commissioners concurred that due to the doubling of the subscription rate with the Ravalli Republic and ability to have more latitude in the timing of running the legal ads, the Ravalli Republic presents better service to the citizens.
All voted "aye".

Minutes: Beth Perkins

► In other business, the Board met for an Environmental Health update and discussion and decision of utilizing State monies for a Water Quality District. Present was Environmental Health Director Lea Jordan.

Lea reviewed a grant available for LWQD (water quality development). She discussed matching funds and a contract with DEQ requiring a project proposal.

Commissioner Grandstaff made a motion to authorize Lea to move forward and apply for the grant. Commissioner Chilcott seconded the motion. Discussion of the motion: Lea asked how the Board would like those funds used. She gave an example for using the money for water sampling. Commissioner Driscoll stated she would like the money to be used for education for developing a water quality district. Commissioner Chilcott stated there isn't any data for it to be used in education. Lea suggested obtaining information and returning to the Board for further discussion. Commissioner Rokosch stated from the financial aspect, using it for match is a benefit. Commissioner Chilcott stated his suggestion is focusing the money for a statistical analysis with validity.

Commissioner Driscoll asked for Lea's opinion. Lea replied these were all good ideas. Commissioner Thompson stated one problem in the valley is not knowing what is going on with our water particularly in light of the new subdivisions and growth. He discussed his own water quality and the possibility of wells going dry. He felt it is important to figure out how much water exists and where it exists and if it is being polluted. He discussed the river clean-ups and what is pulled out of the rivers as contaminants. He stated the Board should not make any decisions until data can be provided. Lea stated she will speak with Joe Meeks for his ideas for funding usage. Commissioner Thompson stated the county can't do a lot of the research that needs to be done. It is the State that needs to do it. Lea replied she is not sure whose responsibility it is, but regardless, it needs to be done.

Commissioner Chilcott stated if we use the money for education, but use generic data from the State, it won't be consistent or correct. He feels the information needs to come from local data. Lea discussed septic systems as well as well density which should be taken into consideration. Commissioner Rokosch stated the more local the data, the more useful it will be because it will provide good data for groundwater in a water quality district.

Planner Renee Lemon asked about the water quality data and when they could expect it. Lea replied they are currently working on funding for the data and do not have a time frame yet.

Commissioner Thompson suggested different testing. Lea replied the valley is still developing and she does not see any community septic systems being constructed for quite awhile. She stated she will speak to Joe Meeek and see what they are allowed to do with the grant monies.

All voted 'aye'.

Minutes: Glenda Wiles

► The Board met with Civil Counsel Alex Beal and Attorney Martin King who represents FBO Steve Wolters/North Star Aviation in regard to his threatened litigation against the County. Alex stated in early June there was an informal complaint filed against the airport by Mark Fournier (another FBO at the Airport). A meeting was held with Airport Manager Page Gough, Airport Advisory Chair Dave Hedditch, Mark Fournier, Joell Briggs and John Styba of the FAA. Per the FAA rules, the meetings were closed. The final meeting was a public meeting and the terms were explained with comment taken. The Commissioners approved the terms in June prior to the five member Commission transition.

Steve Wolters stated he feels the settlement reached behind closed doors is not treating him fairly; therefore he has counsel with him today to explain their concerns and issues.

Attorney Martin King stated last August, North Star received a letter referencing the settlement agreement. He stated this was curious because Steve was expressly left out of the settlement agreement. The letter from the Commissioners tells him about the parking being restricted to specific spaces and the area in front of the North Star Hangar which was described as a ramp movement area that can now only be utilized for parking for no more than an hour. Plus it restricts some parking in Lease space #510 (Jerry Simpson's hangar). Martin stated none of these provisions are articulated in the lease the County has with Steve and it is contrary to the party's course of performance for the 20-year lease; plus the prohibition in the parking in the ramp area is inconsistent for what has occurred in the past 20-years. Also, the parking is not consistent with Steve's ability to service airplanes for his business. Martin stated the long and the short of this is an attempt to restrict him in his business due to the settlement which he was restricted from. The issue also involves the private parking, which Steve has had access to and is now being restricted from utilizing. Another issue is the fuel tank which has been located by the runway and is being moved back so customers are now utilizing Hamilton Aviation. When Hamilton Aviation moves their tank it will be next to Steve's fuel tank which they believe to be discriminatory. The availability and sale of fuel is Steve's main way to generate revenue. Martin's letter of complaint feels the settlement constitutes a breach of the lease agreement, a breach of fair dealing, and a breach of the FAA regulations. He stated he was not happy with the journalistic errors in the Ravalli Republic Newspaper. His client is now harmed with serious economic injury and they would like to discuss this issue with the County.

Commissioner Rokosch asked what Martin was specifically seeking in this meeting today (i.e., the settlement involving FAA). Martin stated the requirements should be negated which would suit them just fine. He does not know if the prohibition in the ramp movement area was part of the settlement agreement, but the designated parking spaces were included in the settlement with FAA. Martin stated the fuel tank was negotiated in the settlement agreement but it was already at that location. The agreement addresses some future space that affects North Star's rights without their participation. He confirmed both he and his client believe the settlement should be negated which would settle their concern and issue today.

Alex reiterated the four issues being: plane & car parking, ramp movement and fuel tanks. He also presented a diagram of the parking area. It was noted when the leases expired last year, the spaces around those parking areas also expired. In regard to the fuel tank location, (Hamilton Aviation's fuel tank) FAA wanted the tank clustered with the North Star Aviation tank. These two issues were both required by the FAA in the settlement meetings. He stated he is not concerned about the claims by Steve in this regard due to the requirements of the FAA. In regard to the ramp movement area, he knows that the term 'ramp area' has evolved and the parking issues have evolved also.

Dave Hedditch stated he went to Helena and visited with FAA Administrator John Styba about the Title 16 complaint that Mark Fournier filed with the FAA. John stated he was not going to allow this Title 16 complaint to go further than the Helena Office. Dave felt the FAA (Joell Briggs and John Styba) pretty well had the issues settled in regard to the

complaint by Mark Fournier. Therefore in the settlement meetings, he felt the FAA was moving them forward on what they wanted. In regard to the parking in front of Jerry Simpson's hangar, they felt Jerry should have 2-spots in front of his hangar. North Star has the front of his business plus down to Jerry's hangar.

Martin stated the letter to Steve stated the North Star Aviation can park behind the business or on the grass. He stated Steve has no problem with Jerry having two parking spaces.

Page stated in order to designate Jerry's spots, they lined out his space due to his 10' area of responsibility around his hangar. That 10' is part of their lease and hangar fees. Jerry felt North Star had plenty of spaces for his employees and he had no problem with any members of the public parking at his hangar, which includes North Star customers. But he would like those two spaces reserved for his hangar.

Steve stated his understanding is in the past there was to be no parking in front of Jerry's hangar. He asked what the difference was between the employees and customers.

Commissioner Rokosch stated Jerry has leased this spot and while willing to give up the balance of his 10' foot area, he wants two spaces reserved and Commissioner Rokosch agrees.

Steve stated he has been told the parking is public and those are not part of the lease. The whole parking lot was put in by Bill Stewart when he owned North Star (and that includes the area in front of Jerry Simpson's hangar).

Commissioner Grandstaff asked if parking spots are included in the lease area. Page indicated parking spots are not included in this lease, just in Jerry's hangar foot print.

Martin stated this area of responsibility is not in the lease. Page stated it is in the Airport Rules and Regulations. Martin stated if they can resolve this minor issue they can move to the other issues. In his position, Steve has used this area for over 20-years so it is available. Steve stated he has no problems with Jerry having two parking spaces reserved. Out of courtesy he does not want to block anyone's hangar. Steve's issue is the balance of the parking.

Commissioner Driscoll expressed concern about the precedence of locking into certain parking spaces. Page stated if there is no lease, it belongs to the County. Martin stated if Steve has been utilizing the parking, then by acquisition it is an implied term of the lease ('course of dealing issue'). Alex stated it is harder to say by course of dealing it is their right, because this is not private property but governmental property, which is the hangar only and not the lot which has been addressed in the rules and regulations.

Martin stated he believes Steve has the right to park on the hangar area as he has been doing so for over 20-years. He reiterated the County cut a deal with the FAA that Steve

was excluded from. The agreement cut some of the parking areas out, giving Steve's competitor specific parking areas that he cannot utilize.

Alex stated with two FBO's the FAA specifically stated how this space would be split. Martin stated he appreciates the County's position, but Steve had no input into the agreement. Alex stated there was a public meeting and there was ability for public comment. If there is inequity of the division, the County can address it.

Martin stated Hamilton Aviation has put in more paved area to the north. He wonders if given where the runway is; would there be a possibility of putting parking to the north of that hangar.

Page stated when he took over 2 ½ years ago, Fournier was on one side with Steve on the other with 8 and 7 parking spots respectively. Then Fournier also moved to the other side which boxed Steve in. The agreement was then to move Fournier's fuel tank over. At least six tie down revenue spots were removed to allow movement on the ramp. Now there is only 14 tie down spots in the center and each FBO has seven spots. The back row has about 6 spots that the county leases out for tie downs.

Martin stated they were suggesting the area north of Hamilton Aviation's new building which is completely paved. That could allow parking for Fournier with access to the runway. Before this agreement North Star had 8 spots plus 15 now they only have 7 spots.

Page stated Steve places his planes in the Ravalli County spaces that were open and therefore leaves the front spaces for customers. There are also four jets in the overflow area of the SEAT base. He stated the only requirement he has is they fill their own spots first, and then he will accommodate those jets. Page stated the County has monthly and annual rates for the tie down spaces. If the open spots have jets parked there, there is no revenue for the County. Page hopes to pave more of the transient parking area which will help obtain more revenue for the County.

Steve stated when he was the only FBO, there was not enough parking. Now another FBO has been added and now there is no parking. He has offered to lease all kinds of spaces, but the County refused his checks. Now that has changed. Steve has asked to lease 30 spots but he has been told he can only have 7 spots because that is all Mark is allowed (Under 2.7 of the settlement agreement). Alex stated the FAA did not want to leave any leeway on the parking spaces.

Steve stated he has 7-8 airplanes he utilizes and 7 small parking spots. He also has 35 transient customer planes, several of which are jets and 2.5 jets take 7 spots. He can not put them tail to tail as they get all tangled up, so he has to reserve a few spots for the larger jets so they can get their fuel before they taxi out. He stated he is not taking any County spots, as they fly every day. In the winter time there are numerous empty spots. He stated he has to operate in this small area. In the past they had the entire area, now he is narrowed into this small place which makes it difficult to handle their business.

Commissioner Chilcott stated the county did not bring in another FBO, there was an attempt by the Airport Board to stop the second FBO and they received threats of litigation so that is how the second FBO came in. He stated the FAA did not allow North Star Aviation to participate in the settlement meetings; it was not the County's idea to exclude Steve. The County had to come up with some resolution because the FAA funded 95% of the airport. He stated the FAA carries a pretty big stick.

Martin relayed Hamilton Aviation (Mark Fournier) has threatened to run North Star out of business. Mark has been able to manipulate the County and County has assisted in this squeeze to North Star. He feels the lease has been violated.

Commissioner Driscoll stated this is a people's airport and asked Martin how they could limit the number of FBO. Martin stated no one stated they should not let another FBO in; rather the legitimate complaint by Steve is that the County has narrowed Steve's dealings for business without consent. Basically the settlement agreement limits his ability to operate.

Tex Irwin stated at the public meeting he commented the FAA has strings that tie them to the airport but the FAA should not dictate how the airport is run or how FBO's are set up. There was a ruling in San Francisco Bay area that read as long as the area is utilized for an airport, 20-years after the FAA funding, the local entity can dictate how that is used. He feels the FAA went against the airport layout plans and they used a heavy stick on the County. He stated most FBO's are guaranteed space that needs to be used. The Airport Advisory Board wanted Mark on the other side as they are competing businesses, but Mark wanted that area by Steve. Dictating the use of space should be done on a local level. That is why there are master plans the County adopted.

Page agreed the area is congested.

Alex stated the FAA has conditioned what can and can't be done because of the dollars they spend. He was not sure about the 20-year issue. The FAA has also evolved in their opinion on economic non-discrimination because they stated they are not looking at the non viability issues. They base everything on equal. For example, the amount of spaces depends upon how many FBO's come in. They do not care if the business is viable or not. Alex stated the last circular published addressed this issue of allowing more than one FBO.

Martin stated he doesn't necessarily disagree with Alex, but the problem is this is a scheme to run North Star Aviation out of businesses. Hamilton Aviation (Mark Fournier) should have been placed on the south side; rather he demanded to be placed next to North Star. The County should not have allowed him to be placed there, plus restrict North Star in the settlement which puts a financial strain on Steve's business. Martin stated the County has altered Steve's rights due to their agreement.

Bill Stewart stated the Commissioners let Mark come in with his credit card fuel and run Steve out of business. Commissioner Chilcott stated that was the issue with Max and there was some history of how Mark came into being a FBO. Alex stated the County got an injunction against Mark Fournier in regard to his building so they have been proactive in giving as level of a playing field as possible.

Tex stated Mark requested three leases, one for fuel, office and maintenance. They were all signed then Mark filed suit and a grievance against the County, because he did not get what North Star had. But he did not request what North Star had. Tex asked where were Mark's grounds to even get the Feds involved when he was given what he wanted to begin with.

Alex stated unless the Commissioners want to re-open the negotiations with the FAA, it is counterproductive to attempt to readjust that contract.

Commissioner Grandstaff stated they have strayed from the original issue. In regard to the ramp movement area, the Airport Board will do some work there in order to accommodate safe traffic movement. Martin stated the agreement does not address the ramp movement area. Dave asked about the agreement which stated the intent is to put it back into taxi way status. Through the agreement, this area has become a taxi way. As an Airport Board they do not want a taxi way in front of North Star's business. Alex stated they did not agree to designate anything for a permanent time. Dave stated the agreement deleted two parking spots in order to allow Mark to turn his planes. Alex stated if there are any complaints for unfairness, he is not worried about those as they have met the spirit of that settlement.

Commissioner Grandstaff asked if they turn this taxi way or traffic flow area into parking spaces, will it allow proper parking and movement of aircraft. Dave stated they do not want Mark traveling through North Star's area as he has his own space. He stated if they require Mark to turn west where the two spots were deleted he would not need to go in front of North Star Aviations location.

Fred Haaskamp stated one solution is to utilize the \$150,000 (FAA) discretionary funds with a 5% match in order to build a ramp to the north adjacent to Mark's parking, Mark can use that and Steve can have the area in front of his business like he has been. 2 1/2 % of the 5% could come from Montana Aeronautics and 2 1/2 % from the County.

Dave stated he asked John about the use of these discretionary funds and John Styba was not in favor of that. He stated he could talk to John again about the use of these funds.

Commissioner Rokosch stated he would like to reduce the exposure and move that taxi way for Mark to the far east edge if Marks turning radius issue has been resolved. If the parking area can be expanded the Commissioners should look at some funding sources.

Alex stated the spots for Mark and Steve are leased until June 2008.

Fred suggested if anyone contacts John Styba, they should meet with Dave Stelling also (John's boss). Commissioner Rokosch stated due to the growth in the County and use of airport during fire season times which addressed the issue of public health and safety, the County has an argument for the use of those discretionary funds.

Commissioner Rokosch recapped this meeting by noting the car parking issue has been settled; the ramp area will be worked on by the Airport Board and an attempt to utilize the discretionary funds through the FAA will be attempted again.

In regard to the fuel tank issue; Martin stated Mark's tank is out in front now and more accessible to the patrons (plus it is a 10,000 gallon tank), but they use Steve's facilities (restroom, computers etc). Even if Mark moves the tank (due north) it will still be more accessible than Steve's. Their preference is the tanks should be located equally away from the taxi area. The settlement agreement allows Mark to move the tank but does not allow anyone to take that spot.

Page relayed Joell Briggs stated as long as there is fair access the FAA is not concerned.

Martin asked when the county would know about funding for the ramp. Page stated it would take about a month to get the dialogue going. Martin stated if they know this information by June it would help when those 7 lease spots expire.

Again to recap what will transpire from this meeting: 1) Dave will check on the discretionary funding; 2) The Airport Board will re-work the ramp movement area; 3) The car parking is deemed sufficient with Martin sending a letter of understanding; and 4) The issue of the fuel tank is at an impasse' right now.

Steve stated he has been there for 6 years. His customer base has been built. A new operator is not entitled to half of his customer base; and the new FBO needs to earn his way in the aviation world. He does not mind competing with any honorable dealer.

► In other business Commissioner Thompson attended a Human Resource Council meeting in Hamilton during the afternoon hours.